

[Bracketed] and/or-strikethrough material is that portion being deleted or amended  
Underlined material is that portion being added

BILL NO. 3-7-12-2

Title 30  
Ord-0116-12

SUMMARY - An Ordinance to amend the Unified Development Code due to the 2011 legislative session relating to Child Care Facility, Foster Home, Group Care Facilities and Related Uses and Home for Individual Residential Care. (T30-116-12).

ORDINANCE NO. 4011  
 (of Clark County, Nevada)

AN ORDINANCE TO AMEND TITLE 30, CHAPTERS 30.08 AND 30.44, SECTIONS 30.08.030, TABLE 30.44-1 AND APPENDIX F, TO IMPLEMENT VARIOUS CHANGES FROM THE 2011 NEVADA LEGISLATIVE SESSION RELATING TO CHILD CARE INSTITUTION, FOSTER HOME, GROUP CARE FACILITIES AND RELATED USES AND HOME FOR INDIVIDUAL RESIDENTIAL CARE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK, STATE OF NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Title 30, Chapter 30.08, Section 30.08.030 of the Clark County Code is hereby amended to read as follows:

**Child Care  
Institution**

"Child Care Institution" means a facility where care is provided to children during the day and/or night and includes a facility where developmental guidance is provided to 16 or more children who do not routinely return to the homes of their parents or guardians, ~~otherwise known as~~ including an orphanage. (Ord. 3160 § 3 (part), 11/2004)

**Foster Home**

"Foster Home" means a home that does not meet the definition of "family" where a natural person, partnership, firm, corporation or association provides full-time care to up to 15 children who are:

1. Under 18 years of age;
2. Not related within the first degree of consanguinity or affinity to any natural person maintaining or operating the home; and
3. Received, cared for and maintained for compensation or otherwise, including the provision of permanent free care or pending completion of proceedings for the adoption of the child by the person or persons maintaining the home.

The term "Foster Home" includes "Family Foster Home" and "Group Foster Home," but does not include "Family." See NRS 424.013 and NRS 424.015

**Group Care Facilities**

**And Related Uses** Includes but is not limited to Assisted/Independent Living Facilities, Congregate Care ~~[and]~~, Community Residence, and Foster Home. (Ord 3586 § 1(part), 2/2008)

**Home for Individual**

**Residential Care** See "Family." For the State of Nevada's definition, see NRS 449.0105.

Table 30.44-1 Global Use Table

[illegible]

SECTION 3. Title 30, Appendix F of the Clark County Code is hereby amended to read as follows:

<b>APPENDIX F: R-U, R-A, R-E, R-D, R-1, R-T, R-2, RUD, R-3, R-4, R-5, CRT, C-P, C-1, C-2, O-S, P-F, U-V, H-1</b>	
<u>Child Care Institution</u>	<u>S</u>

<b>APPENDIX F: R-U, R-A, R-E, R-D, R-1, R-T, R-2, RUD, R-3, R-4, R-5, CRT, C-P, C-1, C-2, H-2, U-V, H-1</b>	
<u>Foster Home</u>	<u>C</u>

SECTION 4. If any section of this ordinance or portion of thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining parts of this ordinance.

SECTION 5 All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases or sentences contained in the Clark County Code in conflict herewith are hereby repealed.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and the publication thereof by title only, together with names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Clark County, Nevada, at least once a week for a period of two (2) weeks; on April 16, 2012. A land use application approved prior to the effective date of this ordinance may be developed per the plans approved with the application.

PROPOSED on the 7th day of March, 2012

PROPOSED By: Susan Brager

PASSED on the 21st day of March, 2012

VOTE:

AYES: Lawrence L. Brown III  
Mary Beth Scow  
Steve Sisolak  
Lawrence Weekly

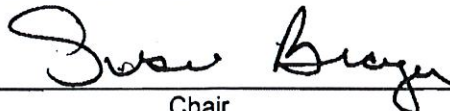
NAYS: None

ABSTAINING: None

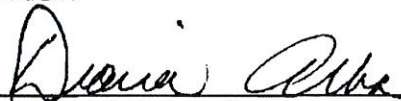
ABSENT: Susan Brager  
Tom Collins  
Chris Giunchigliani



BOARD OF COUNTY COMMISSIONERS  
CLARK COUNTY, NEVADA

By   
Chair

ATTEST:

  
DIANA ALBA, County Clerk

This ordinance shall be in force and effect from and after the 16<sup>th</sup> day  
of April, 2012.